GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

I.A.S. – Smt. Preeti Sudan, IAS (Retired) (AP:1983) – Misuse of her position in order to derive personal gain, contrary to the rules, regulations and established practices – Explanation – Called for – Regarding

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GENERAL ADMINISTRATION (SC.A) DEPARTMENT

G.O.RT.No. 337 Dated: 23-02-2021.

Read the following:-

1. G.O. Rt. NO. 779, General Administration (Spl.A) Department, dt. 16.02.2005.
2. Letter No. 1090/Spl.A/2005-1,General Administration (Spl.A) Dept, dated 18.07.2005
3. Letter F.No. 12/43/2005-FA(UN), dated 19.09.2005 of the Under Secretary to Government of India, Department of Personnel & Training.
4. G.O. Rt. No. 6904, GA (Spl.A) Department, dated 03.10.2005.
5. Letter No. 187/Spl.A/2006-1, General Administration (Spl.A) Department, dated 20.02.2006.
6. Letter No. 11019/10/2006-AIS-III, dated 04.05.2006 of the Under Secretary to Government of India, Department of Personnel & Training.
7. G.O.Rt. No. 3219, General Administration (Spl.A) Department, dated 15.06.2006.
8. Application of Smt. Preeti Sudan, IAS (AP:1983), dated 12.03.2007.
9. Letter No. 1090/Spl.A/2005-8, General Administration (Spl.A) Department, dated 18.08.2007.
10. Letter No. 12/43/2005-FA(UN), dated 07.01.2020 of the Director (MM), Government of India, Department of Personnel & Training.
11. Letter No. GAD01-PERS0IAS(EMCD)/2/2019/SC.A, General Administration (SC.A) Department, dated 28.01.2020 and 04.02.2020.
12. Office Memorandum No. A-19011/1/2017-Estt.I, dated 12.02.2020 of the Government of India, Department of Health and Family Welfare.
13. From Smt. Preeti Sudan, IAS, Secretary to Government of India, Department of Health and Family Welfare, Letter, dated 25.02.2020.

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ORDER:

In the reference first read above, Smt. Preeti Sudan, IAS (AP:1983) while she was working as VC&MD, A.P. State Civil Supplies Corporation Ltd., was granted Extraordinary leave for one year with effect from 01.03.2005 to 28.02.2006 with permission to go to United States of America (U.S.A.) to join her family. In the letter, dated 25.06.2005, Smt. Preeti Sudan, IAS has applied for permission to utilise her time in the USA to take up a study with the Development Research Unit of World Bank.

2. In the reference sixth cited, the Government of India, Department of Personnel & Training conveyed no objection for extending Ex-India EOL to Smt. Preeti Sudan, IAS (AP:1983) from 01.03.2006 to 31.05.2006 for personal reasons in continuation of her foreign assignment with the World Bank from 01.10.2005 to 28.02.2006 and also accorded the ex-post-facto sanction to the EOL taken by the MoS from 01.03.2005 to 28.02.2006 excluding the period of sanctioned foreign assignment with the World Bank vide their letter, dated 19.09.2005. Accordingly, in the G.O. seventh read above, orders were issued.

3. The MoS has further requested that the period of EOL may be regularised as eligible Earned Leave / Half Pay Leave as per AIS (Leave) Rules. The pension contribution has been calculated and communicated to her. She has remitted an amount of Rs. 37,164/- towards pension contribution for a period of six months.

4. In the letter, dated 04.02.2020, while informing the Government of India, Department of Personnel & Training the fact that she was requested to remit the pension contribution etc. for the period of six months from 01.10.2005 to 31.03.2006 while on EOL from 01.03.2005 to 31.05.2006 by treating the assignment with World Bank as a long term assignment, it has been requested to convey the concurrence of the competent authority to consider the request of the

MoS to convert the Ex.India EOL from 01.03.2005 to 31.05.2006 as Earned Leave / Half Pay Leave, excluding the period of six months long term assignment.

5. In the letter, dated 25.02.2020, Smt. Preeti Sudan, IAS (AP:1983), Secretary to Government of India, Department of Health & Family Welfare stated that the regularisation of the leave period other than the period of foreign assignment is an administrative matter, eligibility to which has to be calculated as per her Service Book. Accordingly, In the Office Memorandum 12th read above, after scrutiny of the Service Book, EOL has been converted into EL/HPL due and admissible and enclosed a copy of the same wherein a copy was marked to the Chief Secretary to Government of Andhra Pradesh and further stated that, as far as she is concerned, there is no action due on the issues raised in her application, dated 14.01.2020 and requested to take a note of it so that the matter is closed at this end also.

6. The Officer Memorandum No. A 19011/1/2017-Estt.I, dated 12.02.2020 issued by the Under Secretary to Government of India, Department of Health & Family Welfare is without competency under the influence of the MoS who was the Secretary to Government of India, Department of Health & Family Welfare at that time. The State Government of Andhra Pradesh, with the concurrence of the Government of India, Department of Personnel & Training is the competent authority to convert the leave already sanctioned and the matter is under correspondence with them. The MOS is fully aware of the same. It is further noticed that the Letter, dated 07.01.2020 of the DOPT is addressed to the Chief Secretary to Government of Andhra Pradesh. The Department of Health & Family Welfare, Government of India has no locus standi to take action on the said letter.

7. Under sub-rule (2B) of Rule 3 of the AIS (Conduct) Rules, 1968, every member of the Service shall (vii) not misuse his position as civil servant and not take decisions in order to derive financial or material benefits for himself, his family or his friends; (x) refrain from doing anything which is or may be contrary to any law, rules, regulations and established practices.

8. Therefore, Smt. Preeti Sudan, IAS (AP:1983) (Retired) has violated the provisions of the AIS (Conduct) Rules, 1968 in as much as converting the EOL period as EL / HPL through O.M., dated 12.02.2020 by influencing the sub-ordinates under her control, without competency and without concurrence of the cadre controlling authority viz., State Government of Andhra Pradesh and Government of India, Department of Personnel & Training, respectively.

9. Smt. Preeti Sudan, IAS (AP:1983) (Retired), is therefore requested to submit her version, as to why disciplinary proceedings under relevant rules should not be initiated for the above said lapse, within two weeks from the date of receipt of this order. If no reply is received, it will be construed that she has no explanation to offer and further action will be taken based on the material available.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ADITYA NATH DAS
CHIEF SECRETARY TO GOVERNMENT

To
Smt. Preeti Sudan, IAS (Retd.).
(by speed post)
Copy to:
The Secretary to Government of India,
DOPT, North Block, New Delhi.

// FORWARDED :: BY ORDER //

SECTION OFFICER (SC)